

UNITED STATES DISTRICT COURT
OF MASSACHUSETTS

Dornell Wigfall, Pro se
vs.

CIVIL Action
No. 05-10091-JLT

Michael Sheehan, Ernest Therien,
Philip M. Smith, David Stringham
Scott E. Peterson, Stanley Galas
Thomas F. Borroni, Sherry Elliot, et al.
Anthony Cataliano,
Kenney Deorcey,
Kevin O'hearn,
Kevin Deschampe,

PLAINTIFF'S MOTION TO SUPPLEMENT
COMPLAINT STATING CLAIMS OF THE
ABOVE NAMED DEFENDANTS TO
CONSOLIDATE THE ENTIRE COMPLAINT

Now comes the plaintiff in the above and
moves this Honorable Court to grant this
motion for the following reasons:

1. Defendant, Michael Sheehan, is a corre-

ctions officer employed with the Mass-
achusetts Dept of Corrections MCI Cedar
Junction Walpole Prison who interfered with
plaintiff's Medical Condition and treatments
continuing to remove portion of his regular
and medical feedings from completed specially
prepared trays, denied plaintiff's exit from the
cell to go to the inst (HSU) hospital for his AM:
7:30 Medical treatment intentionally and deliber-
ately causing medical and further medical
complication from a normal blood count of 60,
to over 309 endangering plaintiff's health and
life; denied plaintiff his access to out of
cell recreation one hour a day required by
law and outdoor fresh air exercise.

2 Defendant Sheehan continued filing falsified
disciplinary reports to deny plaintiff of any
programs, use of the units phone, only
shower required of a diabetic, denied plaintiff
to any activities including the use of the
institutions canteen Corp to buy food or needed
cosmetics, denied his visits, access to the
law library for access to the courts.

Defendant, Sheehan violated plaintiff's 1st, 5th, 6th, 8th and 14th Amendment to the U.S. Constitution (§1), including due process - equal protection.

3. Defendant, Philip M. Smith, deprived plaintiff his right to refill his empty KOP medication needed, Continued daily delay and intentional harassments, discriminative actions towards plaintiff, interference in his medical condition and treatments violating his due process rights, filing falsified disciplinary reports that denied him access to programs including access to courts, visits, chapel, to the chow hall, the use of the phone, out of cell required one hour daily out door recreation and fresh air and access to property, denied plaintiff equal protection to keep confeen (books) at all times in his cell due to his medical condition.

Defendant Philip M. Smith, violated
plaintiff's 1st, 5th, 6th, 8th and 14th
Amendment to the U.S. Constitution (§1)
including Due process and equal protection -
endangering his health and life.

4. Defendant, Scott Peterson, denied
plaintiff access to his medical treatment
needed, including denying the nurse to
come give plaintiff his life surviving
medication which caused a major medical
complication while illegally housed in the
institutions Segregation Special Management
unit 10 block. That violated plaintiff's
1st, 5th, 8th and 14th Amendment to
the U.S. Constitution (§1) and due process,
equal protection and falsifying Reports.

5. Defendant Scott Peterson, being a ranking
officer refused to correct the wrong he was
personally aware of against plaintiff to allow
or order plaintiff to receive his medical

treatment, nor did he allow the medical nurse to come give the needed medication which caused serious medical complications. Violating all of the above constitutional rights, equal treatment and due process.

6. Defendant, Thomas F. Borroni, is a Captain who denied the plaintiff his access to his legal property from long term storage brought to Segregation unit 10 block and refused to intervene; Violating Plaintiff's 1st, 8th and 14th Amendment to the U.S. Constitution (§1) and due process and equal protection rights.

7. Defendant Anthony Cataliano, Kevin O'hearn, and Defendant Ernest Therien, Denied plaintiff his right to be free from arbitrary disciplinary procedures, double Jeopardy, denying him witness evidence, denial of property, visits, phone use,

equal treatment to buy foods from the institutions Confeen Corp to keep in his cell to help his medical condition and treatment, denied access to the outdoor big yard fresh air exercise, access to chapel, gym, chow hall other programs violating his right to due process and 1st, 8th and 14th Amendment to the U.S. constitution.

8. Defendant, Kenney Deorcey, is a captain who refused to intervene into the report against plaintiff Wightfall affirming the actions of the reporting officers without evidence that returned plaintiff back to higher security without any disciplinary hearing, finding of guilt by a 3 man panel board, violating plaintiff rights to due process, equal treatment, keeping him housed in punitive segregation

by his actions complicating Plaintiff's medical condition and treatment violating his 1st, 5th, 8th and 14th Amendment to the U.S. Constitution.

9. Defendant, Kevin Deschampe, is a Sgt. over the Segregation 10 block (DSG), (SMU) Special Management Unit who two deprived plaintiff exit from his cell to go to the hospital or medical office for his medical treatment that caused plaintiff further medical complication deliberately, and denied Medical Staff Linda _____ her access to come treat him knowing he was in trouble medically damaging nerves permanently bringing his blood count above average almost causing the stroke, or death immediately, removing necessary foods and drinks of juice, milks from his cell prior to denying him access to

his medicine (insulin) supporting defendant Scott Peterson's illegal action denying his medical treatment or medicine constituting deliberate indifference, denial of equal treatment, due process and violating Plaintiff's 1st, 5th, 8th and Fourteenth Amendment Right to the U.S. Constitution including deprivation of any out of cell fresh air recreation exercise.

10. Defendant, Sherry Elliot, is the director of treatment over all prisoners of MC1 Cedar Junction Prison where Plaintiff is being housed illegally where defendant Elliot refused to review and intervene on the illegal actions against the plaintiff assisting her peers and defendants depriving plaintiff of any protection in violation of

of his rights to due process, equal treatment, free from arbitrary disciplinary proceedings, falsified report, denied of his rights to programs, chapel, out door and out of cell fresh air exercise, denied visits, access to the use of the phone, access to the gym, to eat in the chow hall, access to property removed from his cell unreasonably, denied his witnesses for hearings, evidence, denied him the use of the institutions canteen Corp to buy foods and cosmetics needed he was denied, denied any of his appliances, refused to intervene in on plaintiff's medical treatments and conditions reported to her office and denied plaintiff equal treatment due process, medical treatments and out of cell daily as required by law one hour daily for exercise, denied access to the law

for researchers to meet court deadlines and appeals neglecting her responsibility towards the plaintiff violating his 1st, 4th, 5th, 8th and 14th Amendment Rights to the U.S. Constitution (§1).

11. Defendant, David Stringham, and Defendant, Stanley Galas, were and are the director over the Doc's MC Cebu Junctions Walpole's Medical Department who refuse to intervene into the mistreatment of Plaintiff who is and was a patient in the long time care of medical physicians they are and were incharge over who committed indifference to the well being and constant harassments and interfering of the plaintiff's Medical treatments and his condition allowing him to be mistreated

and abused by correctional staff's defendants over and over which contributed to the plaintiff's decline in health knowing after they were informed of him being denied medication long hours and days of delayed medical treatment if any at all. Constituting deliberate indifferent, cruel and unusual treatment, Double Jeopardy, Due process violations, and neglect violating plaintiff's 1st, 8th and 14th Amendment Rights to the U.S. Constitution, .

All the above named defendants throughout this complaint has committed deliberate indifference, violated plaintiff's due process rights and equal treatment pursuant to 42 USC § 1983, 28 USC § 1331(a), 42 USC § 1985, and 42 USC § 1343, and 28 USC § 1367.

Wherefore, Plaintiff request that
his pro se, Motion be granted.

June 11, 2005

Respectfully submitted
Donnell Wigfall
Donnell Wigfall, Pro se,
P.O. Box 100 So.
Walpole, Ma. 02071

VERIFICATION

I herewith say this legal document is
served on June 11, 2005 by regular
first class mailing.

Donnell Wigfall

UNITED STATES DISTRICT COURT
OF
MASSACHUSETTS

I DEPOSE AND SAY MY AFFIDAVIT
IS WRITTEN IN SUPPORT OF MY
PRO-SE MOTION TO SUPPLEMENT
COMPLAINT STATING CLAIMS OF
THE ABOVE NAMED DEFENDANT TO
CONSOLIDATE THE ENTIRE COMPLAINT

I say that my Affidavit is written
to support my Motion in the above
as true and is to consolidate
the named defendants Michael Sheehan,
Philip M. Smith, Scott Peterson, Thomas Borroni,
Anthony Catalano, Kenney Deorcey, Kevin Ohearn,
Kevin Deschampe, Ernest Therien, David Stringham,
Stanley Galas, and Sherry Elliot, et al.

Signed under the pains and penalty
of perjury

June 11, 2005

Mr. Dornell Wight
Mr. Dornell Wight, Prose.
P.O. Box 100 30.
Walpole, Ma. 02071

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